## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL ACTION

: NO. 01-573

v. :

CIVIL ACTION

TERIAN TOOMER : NO. 16-3235

## ORDER

AND NOW, this 27th day of April, 2017, for the reasons set forth in the accompanying memorandum, it is hereby ORDERED that:

- (1) the motion of petitioner Terian Toomer to correct sentence under 28 U.S.C § 2255 (Doc. # 71) is DENIED; and
  - (2) no certificate of appealability is issued.

BY THE COURT:

/s/ Harvey Bartle III